



~ Agenda ~

## Regular Town Board Meeting of September 8, 2015 Southampton, New York

### I. Call to Order

6:00 PM Meeting called to order on September 8, 2015 at Town Hall - Town Board Room, 116 Hampton Road, Southampton, NY.

Attendee Name	Present	Absent	Late	Arrived
Supervisor Anna Throne-Holst	..	..	..	
Councilman Bradley Bender	..	..	..	
Councilwoman Christine Preston Scalera	..	..	..	
Councilwoman Bridget Fleming	..	..	..	
Councilman Stan Glinka	..	..	..	

### II. Minutes Approval

1. Regular Town Board Meeting August 25, 2015 6:00 PM
2. Special Town Board Meeting August 27, 2015 12:00 PM

### III. Communications

#### A. Public Notices

1. New York State Public Service Commission

Notice of Regional Information Sessions and Public Statement Hearings concerning the following:

1. Energy Affordability for Low-Income Utility Customers
2. Proposed Merger of Charter Communications & Time Warner Cable

2. Suffolk County Planning Commission

Letter of Local Determination concerning 2015 New York Main Street Downtown Stabilization Program Funds

3. Town of East Hampton

Notice of Public Hearing, "CPF Project Plan Addition - Springs Outreach"

4. Town of Southold

Notice of Adoption, "Amend the Zoning Map from R-120 to AHD"

Notice of Public Hearing, Chap 219 "Shellfish and Other Marine Resources"

**5. Town Fire / Ambulance Districts**

Hampton Bays Fire District:

Notice of Special Election on 9/29/15 to Consider the Sale of a Portion of the Premises at 84 Montauk Hwy., for Preservation & Park Use for the sum of \$400,000

Hampton Bays Volunteer Ambulance Corps:

Financial Statements & Supplementary Schedule of Independent Auditor's Report for the Year Ended 12/31/14

2014 Ambulance Corps Service Award Program Annual Reports:

1. Flanders Northampton Volunteer Ambulance Corps
2. Hampton Bays Volunteer Ambulance Corps
3. Southampton Volunteer Ambulance Corps
4. Westhampton War Memorial Ambulance Corps

**6. Village of Sag Harbor**

Notice of Adoption, Chap 300-10.2(C) "Degree of Non-Conformity"

**7. Letters / Petitions / Land Use Applications**

Letters / e-mails regarding the following:

1. The Hills at Southampton MUPDD, East Quogue

Planning Board Applications:

1. Lumbar Farm Estates, 355 Sellentin Way, Bridgehampton

***B. Reports***

**1. Various Reports**

Department of Land Management:

Riverside Revitalization Action Plan dated July 2015

Leggette, Brashears & Graham, Inc.:

June 2015 Status Report regarding the Rowe Industries Superfund Site, Sag Harbor, New York

***C. Bid Openings***

**1. Bid Openings - August 2015**

RFP Preparations with Lifting of the Tupper Boat House (Collected 8/26/15):

(All Un-Opened Proposals Delivered to the Office of Contracts Administration)

1. Architectural Preservation Studio, P.C.
2. Stephen Tilly, Architect
3. AYON Studio Architecture & Preservation

2015 Used Snow Plow Truck (Opened 8/26/15):

1. Gabrielli Truck Sales - No Bid

## IV. Public Hearings

1. Public Hearing to Consider Acquisition of Lands of Hampton Bays Fire District, Hampton Bays, and Amend the CPF Management and Stewardship Plan to Include Said Property

ü Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

2. Public Hearing to Consider Amending the Town of Southampton CPF Project Plan, Consider the Acquisition of Lands of Baratta, Flanders, and Amend the CPF Management and Stewardship Plan to Include the Property

ü Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

3. Public Hearing to Consider Donation of Lands from East Quogue Development LLC, East Quogue, and Amend the CPF Management Stewardship Plan to Include Said Property

ü Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

4. Public Hearing to Consider Donation of Lands of Gazza, North Sea, and Amend the CPF Management and Stewardship Plan to Include Properties

ü Vote Record - Motion						
.. Adjourned .. Closed			Yes/Aye	No/Nay	Abstain	Absent
	Anna Throne-Holst		..	..	..	..
	Bradley Bender		..	..	..	..
	Christine Preston Scalera		..	..	..	..
	Bridget Fleming		..	..	..	..
	Stan Glinka		..	..	..	..

5. Public Hearing to Consider Donation of Lands of Gazza, Westhampton and Amend the CPF Management and Stewardship Plan to Include Said Properties

ü Vote Record - Motion						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adjourned .. Closed	Anna Throne-Holst	..	..	..	..	
	Bradley Bender	..	..	..	..	
	Christine Preston Scalera	..	..	..	..	
	Bridget Fleming	..	..	..	..	
	Stan Glinka	..	..	..	..	

6. Public Hearing to Consider Dedication for a Drainage Basin, an Agricultural Easement and a Drainage Easement in Connection with the Subdivision Map of River Circle Farms, Water Mill

ü Vote Record - Motion						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adjourned .. Closed	Anna Throne-Holst	..	..	..	..	
	Bradley Bender	..	..	..	..	
	Christine Preston Scalera	..	..	..	..	
	Bridget Fleming	..	..	..	..	
	Stan Glinka	..	..	..	..	

7. Public Hearing to Obtain Comments on the Draft "Southampton Water Protection Plan" Proposed to be Adopted as LWRP

Adjourned 5/26/2015 6:00 PM, 7/14/2015 1:00 PM, 8/11/2015 1:00 PM

ü Vote Record - Motion						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adjourned .. Closed	Anna Throne-Holst	..	..	..	..	
	Bradley Bender	..	..	..	..	
	Christine Preston Scalera	..	..	..	..	
	Bridget Fleming	..	..	..	..	
	Stan Glinka	..	..	..	..	

8. Public Hearing to Consider Amending Town Code Section 8-6.1 (Appropriation of Justice Court Fees to Town-Wide Blight Mitigation) Permitting Funds from the Town-Wide Blight Mitigation Reserve Account to be Used on Properties Owned by Other Government Agencies/Municipalities within the Unincorporated Areas of Southampton

ü Vote Record - Motion						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adjourned .. Closed	Anna Throne-Holst	..	..	..	..	
	Bradley Bender	..	..	..	..	
	Christine Preston Scalera	..	..	..	..	
	Bridget Fleming	..	..	..	..	
	Stan Glinka	..	..	..	..	

## V. Public Portion

## VI. Town Board Resolutions

### Town Board Resolution 2015-867

**Category:** SEQRA  
**Sponsors:** Councilwoman Bridget Fleming  
**Department:** Long Range Planning

#### **Southampton Water Protection Plan- Commence SEQRA, Coordinate Lead Agency**

WHEREAS, the Town of Southampton has strived to protect itself from the loss of marine resources, diminution of open space areas, shoreline erosion and permanent adverse changes to ecological systems and loss of economic opportunities by enacting a number of effective regulatory tools to protect, preserve, and promote sustainability throughout the coastline; and

WHEREAS, the Town Board's countless efforts toward preservation and protection of its community continues to date with the current initiative to draft its own innovative Coastal Management Program ("Southampton Water Protection Plan") as provided for in Article 42 of the New York State Executive Law; and

WHEREAS, the Water Protection Plan provides a comprehensive framework that provides long-term guidance for preservation, use, and development of the Town's waterfronts and harbors to include revitalization of its fisheries and traditional maritime industries, increasing recreational opportunities, promotion of environmentally sensitive development and eco-tourism, preservation and enhancement of boating and maritime activities, continued support of aquaculture and clean water initiatives, and fostering the viability of water dependent and water-enhanced businesses, all of which will increase economic prosperity and improve the quality of life for residents as well as Southampton's second-home and tourist industries; and

WHEREAS, the Water Protection Plan includes a series of policies that have been drafted to retain autonomous home rule pursuant to New York State Town Law, by aligning with and expanding the goals and objectives of the Comprehensive Plan along with an organizational program that embeds the local coastal consistency review process into current permitting procedures thereby ensuring cooperation and consensus from all government agencies involved in regulating and managing the Town's waterfront; and

WHEREAS, the adoption of the Water Protection Plan is a Type I Action pursuant to the State Environmental Quality Review, and the regulating provisions of 6 NYCRR Part 617; and

WHEREAS, the New York State Department of State (NYSDOS) has been identified as an involved agency in terms of certification of the plan; now, therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby commences SEQRA and directs the Town Clerk to send this Resolution to coordinate lead agency status with the Division of Coastal Resources New York Department of State, Suite 1010 One Commerce Place, 99 Washington Avenue Albany, New York 12231-0001.

**HISTORY:**

08/25/15 Town Board

TABLED

Next: 09/08/15

**Financial Impact:**

None

Ü Vote Record - Town Board Resolution RES-2015-867					
		Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move					

**Town Board Resolution 2015-879****Category:** Agreements, Contracts, Leases**Sponsors:** Supervisor Anna Throne-Holst**Department:** Land Management

**Authorize Supervisor to Sign a Contract with Leggette, Brashears & Graham, Inc.  
in Connection with the Groundwater Monitoring and Sampling Services of the Third  
Party Consultant for the Sebonack Golf Course**

WHEREAS, by resolution dated February 10, 2004 the Town Board of the Town of Southampton adopted Local Law No. 5 of 2004 amending §330-248 of the Zoning Law by changing the zoning classification of the property of Sebonack Neck Property, LLC, from Residence, R-120 to a specific Mixed Use Planned Development District to be known as the Sebonack Mixed Planned Development District; and

WHEREAS, Section 330-248K(6)(f) of the Zoning Law states:

(f) A Groundwater Monitoring Agreement that implements the groundwater monitoring program shall be executed between the applicant, the Town of Southampton and a third-party consultant designated by resolution of the Town Board, which agreement shall be submitted prior to the construction of the golf course. The applicant shall be responsible for the cost of such monitoring. Such agreement shall be in a form approved by the Town Attorney and, if applicable, be recorded in the Office of the Suffolk County Clerk prior to the issuance of a Certificate of Occupancy for the golf course. Remediation procedures shall be formalized during site plan review process, as recommended by Planning Board. All costs for this review shall be borne by the applicant. Monitoring commitments shall be outlines as project commitments as part of the site plan conditions, and any remediation necessary shall be borne by the responsible party/property owner."

WHEREAS, the Town Board of the Town of Southampton, by Resolution No. 2004-1606, 2007-130 and 2010-1003, retained Leggette, Brashears & Graham, Inc. as the third-party consultant for a five-year contact to perform the groundwater monitoring and sampling services pursuant to the Groundwater Monitoring Agreement for Sebonack Golf Club established pursuant to the provisions of §330-248K(6)(f) of the Sebonack Mixed Planned Development District; and

WHEREAS, the Town has found Leggette, Brashears & Graham, Inc. to be qualified and to

have satisfactorily performed the services for the five-year contract as set forth in its proposals for years 1-5 and 6-10; and

WHEREAS, the Town Planning and Development Administrator has reviewed a proposal from Leggette, Brashears & Graham, Inc., dated August 10, 2015, to perform the groundwater monitoring and sampling services for a five-year contract (years 11-15) for the third-party consultant pursuant to the Groundwater Monitoring Plan, and has found such consultant to be qualified and the proposal to meet the terms of the plan; and

WHEREAS, the Town desires to retain Leggette, Brashears & Graham, Inc. for years 11-15 in an amount not to exceed \$52,700 for year 11 (2016) and \$44,300 per year, for years 12-15 (2017-2020); and

WHEREAS, the Groundwater Monitoring Agreement for the Sebonack Golf Club **requires the owner to reimburse the Town of Southampton for all costs associated with the sampling and related services**; now

THEREFORE, BE IT, RESOLVED, that the Town Board of the Town of Southampton authorizes the Supervisor to sign a contract with Leggette, Brashears & Graham, Inc, approved to form by the Contracts Administration Office, to perform the groundwater monitoring and sampling services at the Sebonack Golf Course for years 11-15 as set forth in its five-year proposal dated August 10, 2015, in an amount not to exceed \$52,700 for year 11 and \$44,300 for each year of years 12-15, with an option for the Town to renew the contract for one additional 12-month period if necessary to complete the scope of work as set forth in the five-year proposal; and

BE IT FURTHER RESOLVED, the source of funding shall be Restricted Sebonack Golf Course Account #R3-99-R301-70-6490-0000 in an amount not to exceed \$52,700 for year 11 (2016) and \$44,300 per year, for years 12-15 (2017-2020), to be reimbursed by the owner.

#### Financial Impact:

The source of funding shall be Restricted Sebonack Golf Course Account #R3-99-R301-70-6490-0000 in an amount not to exceed \$52,700 for year 11 (2016) and \$44,300 per year, for years 12-15 (2017-2020), to be reimbursed by the owner.

Ü Vote Record - Town Board Resolution RES-2015-879						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

#### Town Board Resolution 2015-880

Category: Agreements, Contracts, Leases  
 Sponsors: Councilwoman Christine Preston Scalera  
 Department: Comptroller

#### Authorize Supervisor to Sign Grant for Conscience Point Shellfish Hatchery

WHEREAS, the Conscience Point Shellfish Hatchery has submitted a request for funding to purchase oyster and clam seed dated August 21, 2015; and

WHEREAS, the mission of the Conscience Point Shellfish Hatchery is to restore the shellfish populations in the local bays and ponds, educating students and locals of all ages on shellfish ecology and industry, and expanding an east end network of local shellfish restoration initiatives; and

WHEREAS, the Town Board of the Town of Southampton recognizes the importance of this mission and has funding available for a grant in the amount of \$2,000 from the Water Quality Protection Fund; now therefore be it

RESOLVED, the Town Board of the Town of Southampton hereby authorizes a grant in the amount of \$2,000 to the Conscience Point Shellfish Hatchery for the purchase of oyster and clam seed and authorizes the Supervisor to sign a grant agreement between Southampton Town and the Conscience Point Shellfish Hatchery for a term to expire on December 31, 2015; and be it further

RESOLVED, the source of funding shall be Restricted Fund Water Quality Protection G/L #R1-99-R077-00-6420-0000 in the amount of \$2,000.00.

#### **Financial Impact:**

The source of funding shall be Restricted Fund Water Quality Protection G/L #R1-99-R077-00-6420-0000 in the amount of \$2,000.00

Ü Vote Record - Town Board Resolution RES-2015-880						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

### **Town Board Resolution 2015-881**

**Category:** Agreements, Contracts, Leases  
**Sponsors:** Supervisor Anna Throne-Holst  
**Department:** Central Purchasing and Contracts Compliance

#### **Authorize the Supervisor to Execute a 2016 Contract Extension with Nawrocki Smith, LLP for the Preparation of an Annual Financial Audit for Year Ending December 31, 2015**

WHEREAS, on December 31, 2013, the Town of Southampton, pursuant to resolution 2013-1143, entered into a contract with Nawrocki Smith, LLP for the Preparation of an Annual Financial Audit year ending 2013; and

WHEREAS, the contract will expire on December 31, 2014, but contains a provision allowing the Town to extend this contract for two (2) additional, one (1) year terms for Preparation of an Annual Financial Audit for years ending 2014 and 2015; and

WHEREAS, the Town's Comptroller is satisfied with the services previously provided by Nawrocki Smith, LLP and recommends that the Town extend the contract to December 31, 2016, leaving one (1) final contract extension left on this contract; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a 2016 contract extension with Nawrocki Smith, LLP for the Preparation of an Annual Financial Audit year ending 2015 at a cost not to exceed \$140,000 subject to the appropriation adopted in the 2016 budget, the contract term shall commence on January 1, 2016; and be it

FURTHER RESOLVED, that this contract extension shall be prepared by Central Purchasing and Contracts Compliance and per the Town's Comptroller, no purchase order shall be issued and no payment shall be made without a fully executed contract. The source of funding shall be Audit & Control - Contracts G/L #01-99-1320-01-6400-0000 in an amount not to exceed \$140,000, this payment shall be subject to the appropriation adopted in the 2016 budget.

#### Financial Impact:

The source of funding shall be Audit & Control – Contracts G/L #01-99-1320-01-6400-0000 in an amount not to exceed \$140,000, this payment shall be subject to the appropriation adopted in the 2016 budget.

Ü Vote Record - Town Board Resolution RES-2015-881						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

### Town Board Resolution 2015-882

**Category:** Agreements, Contracts, Leases  
**Sponsors:** Councilman Bender, Councilwoman Fleming  
**Department:** Central Purchasing and Contracts Compliance

#### Authorize the Supervisor to Execute a Contract with Dolliver Associates for Fortune Cookie Lane

WHEREAS, the Engineering Department has received a quote from Dolliver Associates to provide as built surveys and a set of 20 concrete monuments for the Subdivision of Fortune Cookie Lane; and

WHEREAS, pursuant to Town Board Resolution 2014-974 which recalled the bond of Goals and Benefits Inc., the monies of the performance bond will pay for the services of Dolliver Associates in the amount of \$7,500; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract with Dolliver Associates as built surveys and a set of 20 concrete monuments for the Subdivision of Fortune Cookie Lane; be it

FURTHER RESOLVED, that this contract shall be prepared by Central Purchasing and Contracts Compliance with a term to expire on December 31, 2015, per the Town's Comptroller, no purchase order shall be prepared and no payment shall be made without a fully executed contract. The source of funding for this contract Recalled Performance Bond of Fortune GI# TA-99-TA01-71-0573-0000 in an amount not to exceed \$7,500 in accordance with recalled bond pursuant to TBR 2014-974.

**Financial Impact:**

The source of funding for this contract Recalled Performance Bond of Fortune GI# TA-99-TA01-71-0573-0000 in an amount not to exceed \$7,500 in accordance with recalled bond pursuant to TBR 2014-974.

Ü Vote Record - Town Board Resolution RES-2015-882						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

**Town Board Resolution 2015-883**

**Category:** Agreements, Contracts, Leases  
**Sponsors:** Supervisor Anna Throne-Holst  
**Department:** General Services

**Authorize the Supervisor to Execute an Agreement with Agewell New York LLC for the Senior Nutrition Program, Expanded In-Home Services for the Elderly Program and Transportation Assistance Program**

WHEREAS, the Town of Southampton Senior Services Program has been receiving annual funding through the Suffolk County Office for the Aging ("SCOFA") for the Senior Nutrition Program, Expanded In-Home Services for the Elderly Program and Transportation Assistance Program (collectively, "the services"); and

WHEREAS, the Town may only submit for funding from SCOFA when individuals in these programs do not have other resources, including managed long term care plans ("MLTCP"), to pay for said services; and

WHEREAS, the Director of Senior Services has identified Agewell New York LLC ("Agewell") as a company that has been granted a certificate of authority to operate a MLTCP by the NYS Department of Health pursuant to Section 4403-f of the NY Public Health Law; and

WHEREAS, it is the recommendation of the Director of Senior Services that the Town of Southampton enter into a agreement with Agewell so that such services may continue to be offered to Southampton Town residents; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute the MLTCP provider agreement with Agewell to provide for an initial term of two (2) years from its effective date and shall be renewed for successive one (1) year terms, unless terminated by either Party; and be it further

RESOLVED, that the Town shall be reimbursed by the Plan at the following rates for the covered Services:

**Home Delivered Meals**

\$10.75

**Social Adult Day Care**

Social Day Program - Daily Rate \$65.00

Transportation - \$25.00 Round Trip;

And be it further

RESOLVED, that funds received shall be deposited into the corresponding Senior Services revenue account(s).

**Financial Impact:**

As budgeted in the 2015 Final Adopted Budget

Ü Vote Record - Town Board Resolution RES-2015-883						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

## Town Board Resolution 2015-884

**Category:** Agreements, Contracts, Leases  
**Sponsors:** Councilman Stan Glinka  
**Department:** Central Purchasing and Contracts Compliance

### Authorize the Supervisor to Execute Any and All Documents Pertaining to the Sale of Surplus Equipment

WHEREAS, the Town is in possession of obsolete equipment that can be sold for scrap or otherwise; and

WHEREAS, Town Law Section 64 (2-a) governs the acquisition and sale of personal property and although there is no methodology for the sale of surplus property other than a bid, the Town must receive fair and reasonable compensation upon the sale; and

WHEREAS, the following list of equipment contains obsolete equipment, and is no longer needed for Town use, yet still may have some value:

Computer Monitors:

HP Model 1702

Serial numbers:

CNN4321Z53  
 CNN4060QL1  
 CNN5262C0H  
 CNN5262BYK  
 CNN442125B  
 CNN4492WZD  
 CNN5262BY7  
 CNN4492VZ7  
 CNC4090CLW  
 CNN51924KQ  
 CNC5040JYV

CNN51924MW  
CNN51924MX  
CNC42811XL  
CNC52702QG  
CNN51924Y0  
CNN4492VZ4  
CNN4321BF5  
CNN4421257  
CNN4421259  
CNN4321D27  
CNN4492VZ9

HP Model 1706  
Serial Numbers:

CND5410391  
CND6070Y1C  
CNC5332HG4  
CND72939MN  
CNN7241GP3  
CNC332HR9  
CND63614FJ

HP Model 1710  
Serial Numbers:

3CQ8270FXQ  
3CQ8270FXH  
CNC818Q4VZ  
CNC846R87R  
CNC846R87Q  
CNC846R881

HP Model 1750  
Serial Numbers:

CNC815R9GZ  
CND7421K72

WHEREAS, the Town would like to obtain a fair market value, through the use of any applicable legal methods, whichever is deemed to provide the Town with the best fair market value; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes Central Purchasing and Contracts Compliance to sell the surplus equipment above through whatever legal means possible, albeit auction, or through a municipal purchasing consortium or any other applicable legal method in accordance with Town Law Section 64; and be it

FURTHER RESOLVED, that the Town Board of the Town of Southampton hereby also authorizes the Supervisor to execute any and all applicable documents that may pertain to the selling of this surplus equipment, any revenue generated from the sale of this surplus equipment will be receipted to a revenue account determined by the Town Comptroller.

**Financial Impact:**

Any revenue generated from the sale of this surplus equipment will be receipted to a revenue account determined by the Town Comptroller.

Ü Vote Record - Town Board Resolution RES-2015-884						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

**Town Board Resolution 2015-885**

**Category:** Agreements, Contracts, Leases  
**Sponsors:** Supervisor Anna Throne-Holst  
**Department:** Central Purchasing and Contracts Compliance

**Authorize the Supervisor to Execute Contract Amendment(s) to Contracts for Interpreter Services at the Police Department to Include Night Differential**

WHEREAS, on November 12, 2014, pursuant to resolution 2014-112, the Town of Southampton entered into Five (5) Year Contracts for Interpreters for Use in the Town's Justice Court and Police Department; and

WHEREAS, several of these interpreters provide services to both the Police Department and Justice Courts; and

WHEREAS, the police department often requires an interpreter to cover hours past the normal work day hours; and

WHEREAS, the Town's Contract Office at the request of the Police Captain solicited the existing interpreters by letter to ascertain their interest in providing services during the hours of 10pm and 6am; and

WHEREAS, several interpreters expressed interest in providing services during these hours:

Anthony Rosalia;  
 Janina Carlson;  
 Johnny Chih;  
 Lucy Gulli;  
 Ron Corella; and

WHEREAS, these vendors will be paid an additional amount of \$25.00 per appearance to the Police Department between the hours of 10pm and 6am; and

WHEREAS, that the Police Department reserves the right to add/delete individuals as necessary without the requirement of an additional resolution authorizing the signing of a contract; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute amendment(s) to the existing interpreter contracts for the individuals who express interest in an amount not to exceed \$25.00 per appearance to the Police

Department between the hours of 10pm and 6am; and be it

FURTHER RESOLVED, that these amendments will be prepared by Contracts Compliance with a term to run concurrent with the existing contracts, and per the Town Comptroller, no purchase order shall be prepared and no payment shall be made without a fully executed contract.

**Financial Impact:**

The source of funding shall be Police-Other G/L #02-99-3120-02-6420-0000 in various amounts depending on necessity.

Ü Vote Record - Town Board Resolution RES-2015-885						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

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## Town Board Resolution 2015-886

**Category:** Agreements, Contracts, Leases  
**Sponsors:** Supervisor Anna Throne-Holst  
**Department:** Central Purchasing and Contracts Compliance

**Award and Authorize Supervisor to Sign Contract with Boyle Services, Inc. for Asbestos Abatement at 33 West Tiana Road #A, Hampton Bays**

WHEREAS, on July 14, 2015, by Resolution No. 2015-702, the Town Board of the Town of Southampton authorized the Town Clerk to advertise a bid for Asbestos Abatement at 33 West Tiana Road #A, Hampton Bays; and

WHEREAS, four (4) bids were received, opened and read aloud on August 19, 2015 for Asbestos Abatement at 33 West Tiana Road #A, Hampton Bays; and

WHEREAS, the bids were reviewed by the Purchasing Agent and the Community Preservation Fund Manager and it has been determined that Boyle Services, Inc. is the lowest responsible bidder in accordance with General Municipal Law Section 103; and

WHEREAS, that based on the recommendation of the Purchasing Agent and the Community Preservation Fund Manager that the contract should be awarded to Boyle Services, Inc. for Asbestos Abatement at 33 West Tiana Road #A, Hampton Bays for an amount not to exceed \$26,340.00; and

WHEREAS, this contract shall commence upon receipt of a fully executed contract and shall expire one (1) year thereafter, the work must be completed within four (4) months of a fully executed contract; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract with Boyle Services, Inc. for Asbestos Abatement at 33 West Tiana Road #A, Hampton Bays, this contract shall be prepared by Central Purchasing and Contracts Compliance and per the Town's Comptroller, no purchase order shall be created and no payment shall be made without a fully executed contract; and be it

FURTHER RESOLVED, the source of funding shall be Community Preservation - Property Stewardship G/L #31-99-1940-31-6442-0000 in an amount not to exceed \$26,340.00.

**Financial Impact:**

The source of funding shall be Community Preservation - Property Stewardship G/L #31-99-1940-31-6442-0000 in an amount not to exceed \$26,340.00.

Ü Vote Record - Town Board Resolution RES-2015-886						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

## Town Board Resolution 2015-887

**Category:** Agreements, Contracts, Leases  
**Sponsors:** Councilwoman Christine Preston Scalera  
**Department:** Central Purchasing and Contracts Compliance

**Award and Authorize Supervisor to Sign Contract with DiPier Enterprises, Inc. d/b/a Ricky's Plumbing Supply for Supply Plumbing Supplies to the Town**

WHEREAS, on July 14, 2015, by Resolution No. 2015-705, the Town Board of the Town of Southampton authorized the Town Clerk to advertise a bid for Supply Plumbing Supplies to the Town; and

WHEREAS, one (1) bid was received, opened and read aloud on August 19, 2015; and

WHEREAS, the bids were reviewed by the Purchasing Agent and the Superintendent of Parks and Recreation and it has been determined that the prices submitted by the sole bidder, DiPier Enterprises, Inc. d/b/a Ricky's Plumbing Supply are comparable to industry standards and therefore they are the lowest responsible bidder in accordance with GML 103; and

WHEREAS, that based on the recommendation of the Purchasing Agent and the Superintendent of Parks and Recreation that the contract should be awarded to DiPier Enterprises, Inc. d/b/a Ricky's Plumbing Supply for Supply Plumbing Supplies to the Town in an amount not to exceed budget; and

WHEREAS, the commencement of the contract shall be upon receipt of a fully executed contract and shall expire one (1) year thereafter, the Town shall have the option to renew this contract for four (4) additional, one (1) year terms, if doing so is in the best interest of the Town; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract with DiPier Enterprises, Inc. d/b/a Ricky's Plumbing Supply for Supply Plumbing Supplies to the Town, this contract shall be prepared by Central Purchasing and Contracts Compliance and per the Town's Comptroller, no purchase order shall be created and no payment shall be made without a fully executed contract; and be it

FURTHER RESOLVED, the source of funding for this contract shall be various G/L codes in

amounts not to exceed available budget.

**Financial Impact:**

The source of funding shall be various G/L codes in amounts not to exceed available budget.

Ü Vote Record - Town Board Resolution RES-2015-887						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

## Town Board Resolution 2015-888

**Category:** Agreements, Contracts, Leases  
**Sponsors:** Councilwoman Fleming, Councilman Bender  
**Department:** Central Purchasing and Contracts Compliance

### Award and Authorize Supervisor to Sign Contract with G & M Dege, Inc. for Vehicle Fuel Management System Maintenance & Installation

WHEREAS, on July 14, 2015, by Resolution No. 2015-734, the Town Board of the Town of Southampton authorized the Town Clerk to advertise a bid for Vehicle Fuel Management System Maintenance & Installation; and

WHEREAS, three (3) bids were received, opened and read aloud on August 5, 2015; and

WHEREAS, the bids were reviewed by the Director of Municipal Works, the Superintendent of Highways and the Purchasing Agent and it has been determined that G & M Dege, Inc. is the lowest responsible bidder in accordance with General Municipal Law Section 103; and

WHEREAS, that based on the recommendation of the Director of Municipal Works, the Superintendent of Highways and the Purchasing Agent that the contract should be awarded to G & M Dege, Inc. for Vehicle Fuel Management System Maintenance & Installation in various amounts not to exceed budget; and

WHEREAS, the commencement of the contract shall be upon receipt of a fully executed contract and shall expire one (1) year thereafter, the Town shall have the option to renew this contract for four (4) additional, one (1) year terms, if doing so is in the best interest of the Town; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes the Supervisor to execute a contract with G & M Dege, Inc. for Vehicle Fuel Management System Maintenance & Installation, this contract shall be prepared by Central Purchasing and Contracts Compliance and per the Town's Comptroller, no purchase order shall be created and no payment shall be made without a fully executed contract; and be it

FURTHER RESOLVED, the source of funding shall be various G/L accounts in amounts not to exceed budget.

**Financial Impact:**

The source of funding shall be various G/L accounts in amounts not to exceed budget.

Ü Vote Record - Town Board Resolution RES-2015-888						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

## Town Board Resolution 2015-889

**Category:** Agreements, Contracts, Leases  
**Sponsors:** Supervisor Anna Throne-Holst  
**Department:** Long Range Planning

### Award RFP for NY Prize Community Microgrid Feasibility Study to the Team of D&B Engineering and Architects P.C. in Association with GE Energy Consulting, Global Common LLC, Burns Engineering and Twomey Latham LLP

WHEREAS, the New York State Energy Research and Development Authority (NYSERDA), in partnership with the Governor's Office of Storm Recovery (GOSR) awarded the Town of Southampton a grant of \$100,000 under the first of a three-stage Community Grid Competition (NY Prize); and

WHEREAS, the objective of NY Prize is to provide tools to build a cleaner more reliable energy system and promote the design of community grids that improve local electrical distribution system performance and resiliency in both a normal operating configuration as well as during times of electrical grid outages; and

WHEREAS, "microgrids" are local energy networks that are able to separate from the larger electrical utility grid during extreme weather events or emergencies, providing power to individual customers and crucial public services such as hospitals, first responders, emergency shelters and water treatment facilities; and

WHEREAS, microgrids also allow for the use of clean and efficient distributed energy resources such as wind, solar, and combined heat and power, improving the environmental and economic health of the community; and

WHEREAS, as the Town Hall of the Town of Southampton is within a former School building situated within the Village of Southampton it exists in close proximity to the Southampton Schools, the Southampton Hospital, Southampton Village Hall, the Rogers Memorial Library and the various emergency services of the Village this network of critical facilities could theoretically combine power producing potential and form a partnership with each other and PSEG-LI to connect via a microgrid; and

WHEREAS, assuming such a microgrid was technologically and financially feasible, it would provide significant benefits to public safety, continuity of operations, response and recovery capabilities and vulnerability to power outages will be reduced and essential public health, public safety, civic, emergency response, disaster recovery and community services will be supported in times of large grid outages and/or fuel shortages; and

WHEREAS, the grant award from NYSERDA allows the Town to engage with a qualified vendor to determine feasibility, including a cost benefit analysis so that the Town and

partners can determine if there is economic viability for such an endeavor; and

WHEREAS, Town Board authorized the Department of Land Management to solicit Request for Proposals pursuant to Resolution 2015-654 in support of this grant award; and

WHEREAS, seven (7) proposals were received by the return date of July 22, 2015; and

WHEREAS, all proposals were reviewed by a selection committee consisting of Staff in the Department of Land Management and the Department of Municipal Works and members of the Sustainable Southampton Green Committee; and

WHEREAS, the proposal team of D & B Engineers and Architects P.C., hereinafter, (D&B Engineering et al) with a team of associates including Burns Engineering Group, GE Energy Consulting, Global Common LLC and Twomey Latham LLP. was found to meet all of the requirements in the Request for Proposals and has the demonstrated experience and technical expertise needed for the feasibility study, the Town however will only contract with D & B Engineering, et al; and

WHEREAS, based on the recommendation of the Selection Committee, the NY Prize Community Microgrid Stage One Feasibility Study shall be awarded to Team of D & B Engineering et al.; now therefore, be it

RESOLVED, that the Town Board of the Town of Southampton hereby awards a contract to D & B Engineering et al., to provide the Community Microgrid Feasibility Study as per the specifications of the RFP and NYSERDA as part of the NY Prize grant award; be it

FURTHER RESOLVED, that the Town Board hereby authorizes the Town Supervisor to sign any and all paperwork in connection with the Town's RFP contract with the selected vendor, this contract shall commence upon receipt of a fully executed contract and shall expire on February 28, 2016, the amount of this contract shall not exceed \$100,000 to be paid from the incoming NYSERDA grant.

#### Financial Impact:

The source of funding shall be Capital Project Microgrid Feasibility Study, GL/ Codes to be established, in an an amount not to exceed \$100,000.00

Ü Vote Record - Town Board Resolution RES-2015-889						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

#### Town Board Resolution 2015-890

Category: Bidding  
 Sponsors: Supervisor Anna Throne-Holst  
 Department: Central Purchasing and Contracts Compliance

#### 2015 Second Notice to Bidders for Good Ground Park-Phase One

RESOLVED, as per the request of the Engineering Departments, that the Town Clerk be and hereby is authorized to advertise for public bid as per the following:

### **SECOND NOTICE TO BIDDERS**

TAKE NOTICE, that sealed bids will be received by the Town Clerk, Southampton Town Hall, on October 14, 2015 at 2:00 p.m., prevailing time, when they will be publicly opened and read aloud for:

### **GOOD GROUND PARK-PHASE ONE**

Specifications are available beginning on Thursday, October 17, 2015 at 8:30 a.m. online at <http://bids.southamptontownny.gov/Default.aspx> or in person at the Town Clerk's Office, 116 Hampton Road, Southampton between the hours of 8:30 a.m. and 4:00 p.m., Monday through Friday, (except Holidays). These specifications have met with the approval of Central Purchasing and Contracts Compliance.

Each proposal must be submitted in a sealed envelope clearly marked "**GOOD GROUND PARK-PHASE ONE**". Bidders must comply with all Federal, State, and local laws.

Bidders interested in this project are **REQUIRED** to visit [www.labor.ny.gov](http://www.labor.ny.gov) (home page), go to Govt. & Research, Public Work, Overview, Left side of page-prevailing wage schedules & updates, access Previously Requested Schedule, Wage Rate Schedule Online, then enter the PRC# 2015005990 to view the original prevailing wage schedule. Employees under this title must be paid the wage rate(s) indicated on this schedule. The winning vendor(s) will be provided an original wage schedule with their contract.

Each bidder must provide with its bid a certified check equal to five (5) percent of his/her total bid payable to the order of the Town of Southampton, or a bond with sufficient sureties, acceptable to the Town of Southampton, in the sum of five (5) percent of the bid. All checks or bonds shall be returned except to the successful bidder, whose security shall be held until contract security is provided, according to the requirements set forth in the bid package.

A Pre-Conference meeting will be held for interested parties on September 29, 2015 at 10:00 am at Southampton Town Hall, 116 Hampton Road Southampton, NY 11968 in the Lower Level Conference Room.

The Town Board of the Town of Southampton reserves the right to waive any informalities in bids received, and/or reject any or all bids.

BY ORDER OF THE TOWN BOARD  
TOWN OF SOUTHAMPTON, NEW YORK  
SUNDY A. SCHERMEYER, TOWN CLERK

### **Financial Impact:**

The source of funding for this project shall be Capital Project Good Ground Park G/L #C1-99-C522-00-6212-0000 in an amount not to exceed budget.

Ü Vote Record - Town Board Resolution RES-2015-890						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

## Town Board Resolution 2015-891

**Category:** Budget & Finance  
**Sponsors:** Supervisor Anna Throne-Holst  
**Department:** General Services

### Accept Reimbursement Payments from the New York State Municipal Workers' Compensation Alliance

RESOLVED, that the Town Board hereby accepts 2015 reimbursement payments from the New York State Municipal Workers' Compensation Alliance in the amount of \$25,775.77; and be it further

RESOLVED, this shall be receipted to Police Miscellaneous Revenue G/L #02-99-3120-02-2770-0000 in the amount of \$25,775.77; and be it further

RESOLVED, that the Town Comptroller is hereby authorized to make any and all budgetary and accounting entries necessary to execute.

### Financial Impact:

Reimbursement shall be receipted to Police Miscellaneous Revenue G/L #02-99-3120-02-2770-0000 in the amount of \$25,775.77.

Ü Vote Record - Town Board Resolution RES-2015-891						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

## Town Board Resolution 2015-892

**Category:** Budget & Finance  
**Sponsors:** Councilman Bradley Bender  
**Department:** Human Services

### Accept the 2015 Emil Norsic and Son, Inc. Donation to the Southampton Town Youth Bureau for the Broader Horizons Internship Program

WHEREAS, the Southampton Town Youth Bureau manages the youth summer intern program, Broader Horizons, through which resident youth are oriented and trained for

summer jobs with local employers that provide valuable experience for motivated youth; and

WHEREAS, funding for this program, provided through the Southampton Town Youth Bureau budget, the Suffolk County Department of Labor, and private employers, provides annual summer placements for approximately 10 -15 Southampton Town students; and

WHEREAS, Emil Norsic and Son, Inc has donated \$250 to be used to support the 2015 program; now therefore be it

RESOLVED, that \$250 from Emil Norsic and Son, Inc., is accepted and will be used to support the Southampton Town Youth Bureau's Broader Horizons program; and be it

FURTHER RESOLVED, the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

#### Financial Impact:

The donation shall be receipted to Youth Bureau - Donations - G/L #01-99-6119-01-2770-0000 in the amount of \$250.00

Ü Vote Record - Town Board Resolution RES-2015-892						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

### Town Board Resolution 2015-893

**Category:** Budget & Finance  
**Sponsors:** Supervisor Anna Throne-Holst  
**Department:** Comptroller

#### Amend 2015-2019 Capital Program & 2015 Capital Budget and Add Microgrid Feasibility Study

WHEREAS, the 2015-2019 Capital Program was adopted per Resolution 2014-1197 by the Town Board, as amended, on November 20, 2014; and

WHEREAS, the Town Planning & Development Administrator has recommended a new project for inclusion in the 2015-2019 Capital Program, Community Microgrid Feasibility Study with a 2015 Budget of \$100,000; and

WHEREAS, Resolution 2015-513, adopted on May 5, 2015 authorized a grant application to the New York State Energy Research and Development Authority (NYSERDA), in partnership with the Governor's Office of Storm Recovery (GOSR); and

WHEREAS, the Town of Southampton has been awarded a grant in the amount of \$100,000; and

WHEREAS, the grant award from NYSERDA allows the Town to engage with a qualified vendor to determine feasibility, including a cost benefit analysis so that the Town and partners can determine if there is economic viability for such an endeavor; and

WHEREAS, the project manager shall be the Town Planning & Development Administrator; and

WHEREAS, since this is a reimbursement grant, it is the recommendation of the Town Comptroller to authorize a loan from the Part Town Zoning Fund in the amount of \$100,000 so the project may commence; now therefore be it

RESOLVED, the Town Board of the Town of Southampton hereby amend the 2015-2019 Capital Program and 2015 Capital Budget and add Capital Project Community Microgrid Feasibility Study with a 2015 Budget of \$100,000 to be funded from a loan from the Part Town Zoning Fund to the Capital Fund and said loan shall be repaid upon receipt of the grant funding; and be it further

RESOLVED, the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

**Financial Impact:**

Increase 2015-2019 Capital Program - \$100,000.00

INCREASE Capital Project Community Microgrid Feasibility Study, G/L Codes to be determined, - \$100,000.00

Ü Vote Record - Town Board Resolution RES-2015-893						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..	..
.. Failed To Move						

## Town Board Resolution 2015-894

**Category:** Committees & Advisory Boards

**Sponsors:** Councilman Bradley Bender

**Department:** Human Services

### 2015 Southampton Town Youth Board Appointments for Tony Hitchcock and Kim Jones

RESOLVED, that the following individuals are hereby approved for appointment to the Southampton Town Youth Board with terms as described:

Appointed for a 2-year term, expiring August of 2017.

Anthony Hitchcock

Kim Jones

**Financial Impact:**

None

Ü Vote Record - Town Board Resolution RES-2015-894						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

## Town Board Resolution 2015-895

**Category:** Local Laws  
**Sponsors:** Councilman Bradley Bender  
**Department:** Town Attorney

### **Resolution Amending Town Code Section 8-6.1 (Appropriation of Justice Court Fees to Town-Wide Blight Mitigation) Permitting Funds from the Town-Wide Blight Mitigation Reserve Account to be Used on Properties Owned by Other Government Agencies/Municipalities within the Unincorporated Areas of Southampton**

WHEREAS, the Town Board is considering amending Town Code Chapter 8 (Budget), Section 8-6.1 (Appropriation of Justice Court Fees to Town-wide blight mitigation), and

WHEREAS, a public hearing was held on September 8, 2015, at which time all persons either for or against the enactment were heard; and

WHEREAS, the Department of Land Management has advised the Town Board that the proposed amendment to Chapter 150 of the Town Code of Southampton is a "Type II Action" Under the provisions of the New York State Environmental Quality Review Act (SEQRA) and Chapter 157 of the Town Code and that no further review under New York Environmental Conservation Law, Article 8, is necessary; now, therefore, be it

RESOLVED, that Local Law No. \_\_\_\_ Of 2015 is hereby adopted as follows:

LOCAL LAW NO. \_\_\_\_ OF 2015

A LOCAL LAW amending Chapter 8 (Budget), Section 8-6.1 (Appropriation of Justice Court fees to Town-wide blight mitigation) permitting use of the Town-wide Blight Mitigation Fund on all municipally owned properties within the unincorporated areas of Southampton Town.

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

### **SECTION 1. Legislative Intent.**

Southampton's character has long been defined by its natural beauty. Garbage, unsightly debris and other forms of blight detract from our scenic beauty and pose significant threats to health and safety. The Town-wide Blight Mitigation Fund was established to remedy blight throughout the Town and is funded not through tax payer dollars but through fines and fees generated from those who violate the law. Currently the fund may only be used (1) to clean town-owned properties and rights of way and, (2) for actions taken pursuant to Chapter 168 of the Southampton Town Code. This amendment seeks to expand the permitted use of the fund to include those properties within the unincorporated areas of the town that are owned by other municipalities/government agencies as these properties are publicly held, make up

substantial, highly visible portions of our community and many of them currently suffer from significant blight.

## **SECTION 2. Amendment.**

Southampton Town Code Chapter 8 (Budget), Section 8-6.1 (Appropriation of Justice Court Fees to Town-wide blight mitigation) is hereby amended by deleting the stricken words and adding the underlined words as follows:

C. Monies in this account may be appropriated for the following reasons:

- (1) To prevent and remedy damage and/or disrepair on Town-owned properties and rights-of-way, except those properties obtained through use of the Community Preservation Fund. Nothing herein shall preclude the use of such monies to prevent and remedy damage and/or disrepair on properties within the unincorporated areas of the Town which are owned by government agencies and/or municipalities other than the Town of Southampton, provided the agency and/or municipality owning the property consents to such use thereon.
- (2) To subsidize the removal and/or demolition of an unsafe condition pursuant to Chapter 128 of this Code. Should funds from the Blight Mitigation Fund be used in this manner, such expenditures shall be recovered by the fund in a manner consistent with § 128-9 of this Code. Upon such recovery of funds, the Comptroller is directed to immediately deposit said funds into the Town-wide Blight Mitigation Fund.

## **SECTION 3. Authority.**

The proposed local law is enacted pursuant to Municipal Home Rule Law Section 10(1)(ii)(a)(11) and (12) and Section 10(1)(ii)(a)(14).

## **SECTION 4. Severability.**

If any section or subsection, paragraph, clause, phrase or provision of this law shall be judged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part hereof other than the part or provision so adjudged to be invalid or unconstitutional.

## **SECTION 5. Effective Date.**

This Local Law shall take effect upon filing with the Secretary of State pursuant to Municipal Home Rule Law.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to publish the following Notice of Adoption:

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized to publish the following Notice of Adoption:

### **NOTICE OF ADOPTION**

PLEASE TAKE NOTICE that after a public hearing was held on September 8, 2015 at 6:00

p.m. at Southampton Town Hall, 116 Hampton Road, Southampton, New York 11968, the Town Board of the Town of Southampton adopted Local Law No. of 2015, Entitled: "A LOCAL LAW amending Chapter 8 (Budget), Section 8-6.1 (Appropriation of Justice Court fees to Town-wide blight mitigation) permitting use of the Town-wide Blight Mitigation Fund on all municipally owned properties within the unincorporated areas of Southampton Town."

#### Summary of Local Law

Garbage, unsightly debris and other forms of blight detract from Southampton's scenic beauty and pose significant concerns on matters of health and safety. The Town-wide Blight Mitigation Fund was established to remedy blight throughout the Town and is funded not through tax payer dollars but through fines and fees generated from those who violate the law. This amendment seeks to expand permitted use of the fund to include those publicly held properties within the unincorporated areas of the Town that are owned by other municipalities/ government agencies as these properties make up substantial, highly visible portions of our community and many of them currently suffer from such blight.

Copies of the proposed local law, sponsored by Councilman Bradley Bender are on file in the Town Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD  
TOWN OF SOUTHAMPTON, NEW YORK  
SUNDY A. SCHERMEYER, TOWN CLERK

#### **Financial Impact:**

None

Ü Vote Record - Town Board Resolution RES-2015-895						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

#### **Town Board Resolution 2015-896**

**Category:** Miscellaneous  
**Sponsors:** Supervisor Anna Throne-Holst  
**Department:** Community Preservation

#### **Authorize Community Preservation Fund Tax Refund Pursuant to the First Time Homebuyer's Exemption for Jennifer L. Dodd**

WHEREAS, effective July 23, 2008, State Tax Law §1449-aa was amended to permit a first-time homebuyer exemption for the tax on real estate transfers known as the "Peconic Bay Region Community Preservation Fund" tax; and

WHEREAS, pursuant to said amendment, buyers are eligible for the tax exemption provided that the buyer meets certain income and purchase price requirements, and, more specifically, where (i) the household income does not exceed the State of New York Mortgage Agency Low Interest Rate Mortgage Program (SONYMA) household income in the non-target, one and two person household category for Suffolk County, and (ii) the

residential purchase price is within 120% of the purchase price limits set forth by SONYMA in the non-target one family category for Suffolk County; and

WHEREAS, the amendment requires that the exemption may only be granted upon an application on a form prescribed by the Town, filed with the Town, and approved by the Town if the Town is satisfied that the buyer is entitled to an exemption; and

WHEREAS, by Resolution No. 1211, on August 12, 2008, the Town Board of the Town of Southampton adopted the First Time Homebuyer's Exemption Application Form; and

WHEREAS, on July 28, 2015, Jennifer L. Dodd ("Purchaser"), purchased a parcel located at 75 Argonne Road East in the hamlet of Hampton Bays, Town of Southampton, and further identified on the Suffolk County Tax Map as #900-266-1-17 and

WHEREAS, because Purchaser was not able to obtain a First Time Homebuyer's Exemption Application Form prior to closing, Purchaser paid \$2,900.00 into the Peconic Bay Region Community Preservation Fund; and

WHEREAS, since that time, Purchaser has filed the First Time Homebuyer's Exemption Application Form with the Town; and

WHEREAS, after a review of Purchaser's exemption application by the Community Preservation Fund Manager, it has been determined that Purchaser does in fact meet the criteria set forth in State Tax Law §1449-aa, and thus, is entitled to an exemption; now therefore be it

RESOLVED, that the Town Board of the Town of Southampton hereby authorizes a refund of \$2,900.00 to Purchaser Jennifer L. Dodd for unnecessary payment into the Community Preservation Fund pursuant to the First Time Homebuyer's Exemption; and be it further

RESOLVED, that the Town Board hereby authorizes the Suffolk County Treasurer to take the necessary steps to authorize said refund.

#### Financial Impact:

None

Vote Record - Town Board Resolution RES-2015-896						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

#### Town Board Resolution 2015-897

Category: Miscellaneous  
 Sponsors: Councilwoman Christine Preston Scalera  
 Department: Town Council

October 2015 Bullying Prevention and Awareness Month in the Town of Southampton

WHEREAS, Bullying is an important issue which affects the lives of children across this country; and

WHEREAS, the Southampton Town Board recognizes that the children of the Town of Southampton are no less at risk to the serious potential consequences which include the erosion of self-esteem, interference with learning in school, anxiety and depression often plaguing them into adulthood; and

WHEREAS, results of the Southampton Youth Bureau's 2011 Teen Assessment Project Survey show that in Southampton Town, 21% of teens reported that they have been bullied or harassed; and

WHEREAS, the youth who reported being victims of bullying and harassment were twice as likely to report having symptoms of depression, almost three times as likely to have contemplated suicide or engage in self-injurious behavior, six times as likely to report being hurt by another student at school, three times as likely to be bullied by an adult outside the home, and over twice as likely to run away from home; and

WHEREAS, the Town of Southampton is committed to providing whatever it can to enhance and facilitate a positive and enriching environment for children and youth to develop to the very best of their potential; and

WHEREAS, October is recognized across the United States and designated as National Bullying Prevention Month by the National Bullying Prevention Center; and

WHEREAS, in 2012, 2013, and 2014 the Town Board of the Town of Southampton recognized October as Bullying Prevention Month in the Town of Southampton; and

WHEREAS, the Town Board of the Town of Southampton wants to continue to raise awareness of this issue and provide education and resources to its citizens; now therefore be it

RESOLVED, that the Town Board of the Town of Southampton again joins in recognition of October 2015 being Bullying Prevention Month in the Town of Southampton; and be it further

RESOLVED, that in further recognition the Town of Southampton will host a program on October 20<sup>th</sup> to take place at the Hampton Bays Community Center, which will provide information, education and resources for families about Bullying through The Town of Southampton's Youth Bureau.

#### Financial Impact:

NONE

Ü Vote Record - Town Board Resolution RES-2015-897					
		Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst	..	..	..	..
.. Adopted as Amended	Bradley Bender	..	..	..	..
.. Defeated	Christine Preston Scalera	..	..	..	..
.. Tabled	Bridget Fleming	..	..	..	..
.. Withdrawn	Stan Glinka	..	..	..	..
.. Failed To Move					

**Town Board Resolution 2015-898**

**Category:** Permits  
**Sponsors:** Councilman Stan Glinka  
**Department:** Public Safety

**2015 Manufactured Home Community Permits**

RESOLVED, that upon the recommendation of the Chief Fire Marshal, and in accordance with Town Code Chapter 220 (Manufactured Home Communities), Section 220-6 Licensing Procedures, subsection 220-6A, it is recommended that the following Manufactured Home Community Operator License be approved and granted a license for 2015:

Leier's Mobile Home Park, situated in Eastport (SCTM# 900-348-2-14.1 & 900-348-2-22)  
 Parkview Mobile Home Park, situated in Riverside (SCTM# 900-118.1-1-14)

**Financial Impact:**

none

Ü Vote Record - Town Board Resolution RES-2015-898						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

**Town Board Resolution 2015-899**

**Category:** Personnel  
**Sponsors:** Supervisor Anna Throne-Holst  
**Department:** Personnel

**Accept Resignation of Caprice Crippen, Recreation Program Planner in Youth Services**

BE IT RESOLVED, the Town Board hereby accepts the resignation of Caprice Crippen, Recreation Program Planner in Youth Services, effective at close of business on September 11, 2015; and be it further

RESOLVED, the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

**Financial Impact:**

The total estimated compensable accruals to be paid are \$1,825.09, plus payroll liabilities.

Ü Vote Record - Town Board Resolution RES-2015-899						
			Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst		..	..	..	..
.. Adopted as Amended	Bradley Bender		..	..	..	..
.. Defeated	Christine Preston Scalera		..	..	..	..
.. Tabled	Bridget Fleming		..	..	..	..
.. Withdrawn	Stan Glinka		..	..	..	..
.. Failed To Move						

## Town Board Resolution 2015-900

**Category:** Personnel  
**Sponsors:** Supervisor Anna Throne-Holst  
**Department:** Personnel

### Appoint Andrew Drake to Environmental Analyst Position in Community Preservation

WHEREAS, the 2015 Adopted Budget provides for a full time position of Environmental Analyst in Community Preservation; and

WHEREAS, Section 65 of the Civil Service Law authorizes a provisional appointment when the eligibles list contains the names of fewer than three candidates who are willing to accept the position; therefore be it

RESOLVED, the full time position of Environmental Analyst be and hereby is created in Community Preservation, 40 hours, grade G, effective September 16, 2015; and be it

RESOLVED, based on the recommendation of the Community Preservation Fund Manager, Andrew Drake be and hereby is appointed provisionally to the vacant position of Environmental Analyst in Community Preservation, subject to all applicable Civil Service Requirements, 40 hours, grade G, effective on or after September 16, 2015; and be it further

RESOLVED, this position is budgeted for and will be funded through the Cost Center #1940 and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

### Financial Impact:

None.

Ü Vote Record - Town Board Resolution RES-2015-900						
			Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst		..	..	..	..
.. Adopted as Amended	Bradley Bender		..	..	..	..
.. Defeated	Christine Preston Scalera		..	..	..	..
.. Tabled	Bridget Fleming		..	..	..	..
.. Withdrawn	Stan Glinka		..	..	..	..
.. Failed To Move						

**Town Board Resolution 2015-901**

**Category:** Personnel  
**Sponsors:** Supervisor Anna Throne-Holst  
**Department:** Personnel

**Appoint Frank Salice as Temporary Assistant Cook in Senior Services**

WHEREAS, Senior Services currently has employees out of work for an undetermined period of time due to medical reasons which leaves the Nutrition Program with inadequate staffing levels; therefore be it

RESOLVED, based on the recommendation of the Senior Services Program Director, Frank Salice will be appointed temporarily to the position of Assistant Cook in Senior Services, subject to all applicable Civil Service requirements, 40 hours, effective September 16, 2015 for a period not to exceed 90 days; and be it further

RESOLVED, this position will be funded through the cost center #6143 and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

**Financial Impact:**

None, funding available from existing vacancy.

Ü Vote Record - Town Board Resolution RES-2015-901						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

**Town Board Resolution 2015-902**

**Category:** Personnel  
**Sponsors:** Supervisor Anna Throne-Holst  
**Department:** Personnel

**Appoint Tara Farrell to Confidential Secretary Position in Town Clerk's Office**

WHEREAS, the Confidential Secretary position in Town Clerk's Office will become vacant on September 4, 2015 due to a resignation in the department; therefore be it

RESOLVED, based on the recommendation of the Town Clerk, Tara Farrell be and hereby is appointed to fill the Confidential Secretary position in the Town Clerk's Office, subject to the completion and passage of a background investigation, and all Civil Service requirements, effective September 8, 2015 at the annual rate of \$50,000.00; and be it further

RESOLVED, this position is budgeted for and will be funded through the Town Clerk's Cost Center #1410 and the Town Comptroller is authorized to make all budgetary and accounting entries necessary to execute.

**Financial Impact:**

None, funding available from existing vacancy.

Ü Vote Record - Town Board Resolution RES-2015-902						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

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**Town Board Resolution 2015-903**

**Category:** Public Hearings  
**Sponsors:** Throne-Holst, Bender, Fleming, Scalera, Glinka  
**Department:** Public Safety

**Notice of Public Hearing Regarding Unsafe and Dangerous Conditions located at  
 223 Flanders Road, Riverside, New York**

WHEREAS, the Town of Southampton Division of Fire Prevention inspected the premises known as 223 Flanders Road, Riverside, New York, SCTM #900-139-3-52, (hereinafter "Property") and observed that the Property is dangerous and unsafe and not properly maintained in accordance with the provision of the Town Code; and

WHEREAS, the Town of Southampton Division of Fire Prevention submitted a written report dated August 31, 2015, regarding said conditions at the Property; and

WHEREAS, there are numerous doors and windows in the complex that are open and not secure. Open rooms are overflowing with debris and biological contaminants including feces. In addition, the area outside of the buildings has debris on the Property; now therefore, be it

RESOLVED, that the Town Board hereby directs that a public hearing shall be held on October 13, 2015, at 1:00 p.m. at the Southampton Town Hall, 116 Hampton Road, Southampton, New York, to consider whether the conditions at the Property violate the requirements of Chapters 128, 211 and 261 of the Town Code; and be it further

RESOLVED, that, pursuant to Town Code Chapters 128, 211 and 261, the Town of Southampton Division of Fire Prevention is hereby authorized to serve notice of the subject public hearing upon the owner of the Property; and be it further

RESOLVED, should a determination be made, pursuant to Southampton Town Code Chapters 128, 211 and 261, that violations exist on the Property located at 223 Flanders Road, Riverside, New York, SCTM #900-139-3-52, the Office of the Town Attorney, the Building Department, the Division of Fire Prevention and Code Enforcement shall be authorized to take whatever steps are necessary to correct or remove the following conditions: remove the garbage and debris on the grounds and within the open rooms and secure the buildings to bring the Property into conformance with the standards of Chapters 128, 211 and 261 of the Town Code; and be it further

RESOLVED, that should a determination be made that violations of Chapters 128, 211 and 261 exist on the Property, pursuant to said Chapters, the Office of the Tax Assessor and the

Tax Receiver are hereby authorized to take whatever steps necessary to assess the costs and expenses, incurred by the Town of Southampton, against the Property; and be it further

RESOLVED, that the Town Clerk is hereby authorized to publish the following Notice of Public Hearing:

### NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Southampton on **October 13, 2015 at 1:00 p.m.** at Southampton Town Hall, 116 Hampton Road, Southampton, New York, for the following purpose:

To consider whether the property known as 223 Flanders Road, Riverside, New York, SCTM #900-139-3-52 is open and not secure and not properly maintained. Should a determination be made that said unsafe, dangerous and property maintenance conditions exist on the Property, the Office of the Town Attorney, the Building Department, the Division of Fire Prevention and Code Enforcement, pursuant to Southampton Town Code Chapters 211 and 261, shall be directed to take whatever steps are necessary to bring the Property into conformance with the standards of Chapters 128, 211 and 261 and the Tax Assessor and Tax Receiver may assess against the Property the costs and expenses incurred as a result of bringing the Property into conformance with the Town Code.

BY ORDER OF THE TOWN BOARD  
TOWN OF SOUTHAMPTON, NEW YORK  
SUNDY A. SCHERMEYER, TOWN CLERK

#### Financial Impact:

none

ü Vote Record - Town Board Resolution RES-2015-903						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

### Town Board Resolution 2015-904

**Category:** Public Hearings  
**Sponsors:** Supervisor Anna Throne-Holst  
**Department:** Community Preservation

#### Notice of Public Hearing to Consider Acquisition of Lands of Son Jarden Realty LLC, North Sea, and Amend the CPF Management and Stewardship Plan to Include Said Property

WHEREAS, the Town Board of the Town of Southampton has adopted the Town of Southampton Community Preservation Project Plan which identifies target areas and eligible properties for acquisition via the Community Preservation Fund (CPF); and

WHEREAS, Son Jarden Realty LLC is the purported owner of approximately 0.28 acres of land located on Robinson Road in the hamlet of North Sea, New York, shown as SCTM#

900-97-2-41.1; and

WHEREAS, said property is designated in the North Sea Atlantic White Cedar Swamp Open Space/Greenbelt Target Area in the Squires Pond area. The North Sea Atlantic White Cedar Swamp is located within the watershed of Little Fresh Pond in North Sea, which is one of the only remaining fragments of coastal Atlantic white cedar swamp on Long Island's East End. "Cedar bogs" are key habitat for rare species such as the Hessel's hairstreak, a rare green butterfly whose larvae feed solely on Atlantic white cedar plants. These towering evergreen stands also offer unique outdoor research and educational opportunities, as well as providing a striking contrast to neighboring home and other vested land. The North Sea swamps are today mostly unprotected, with development and pollution being their greatest threat. The Town's Comprehensive Plan Update has recognized the importance of this area and has targeted the site as one of the more significant natural areas to be preserved; and

WHEREAS, Son Jarden Realty LLC has expressed an interest in selling the property to the Town of Southampton; and

WHEREAS, pursuant to §140-5A of Town Code and §247 of the General Municipal Law, a public hearing must be held before the Town of Southampton may acquire an interest in said property; and

WHEREAS, the source of funding to be the Community Preservation Fund Account, GL 31-99-1940-31-6208-0001; and

WHEREAS, on November 12, 2014, the Town Board adopted the Town of Southampton CPF Management and Stewardship Plan 2015 for the Community Preservation Fund pursuant to Town Law 64-e (6) which requires a property to be included in this Plan in order to expense any management and stewardship costs to the Community Preservation Fund; and

WHEREAS, said Management and Stewardship Plan shall be in effect for three (3) years with updates permitted from time to time at the discretion of the Town Board after a public hearing; and

WHEREAS, this interest in real property should be included in the Plan as it may require management and stewardship activities; and

NOW, THEREFORE, BE IT RESOLVED, that the Town Board hereby directs that a Public Hearing shall be held on October 27, 2015 at 6:00 p.m., at Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against the acquisition of the Son Jarden Realty LLC property in North Sea; and

BE IT FURTHER RESOLVED, the Town Clerk is authorized to publish the following Notice of Public Hearing:

#### **NOTICE OF PUBLIC HEARING**

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Southampton on **Tuesday, October 27, 2015 at 6:00 p.m.** at Southampton Town Hall, 116 Hampton Road, Southampton, New York to consider the acquisition of lands from the Estate of William B. Platt III totaling approximately 8.4 acres located on Mountain Laurel Lane in Tuckahoe, New York, shown as SCTM# 900-129-2-48.5 for preservation of open space as identified in the Town of Southampton Community Preservation Project Plan, pursuant to the provisions of Chapter 140 of the Town Code and §247 of the General Municipal Law of the State of New York, the source of funding is the Community

Preservation Fund Account GL 31-99-1940-31-6208-0001, and also to consider whether to amend the Town of Southampton CPF Management and Stewardship Plan to include said property.

BY ORDER OF THE TOWN BOARD  
TOWN OF SOUTHAMPTON, NEW YORK  
SUNDY A. SCHERMEYER, TOWN CLERK

#### Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-904						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

### Town Board Resolution 2015-905

**Category:** Public Hearings  
**Sponsors:** Councilman Bradley Bender  
**Department:** Town Attorney

#### Notice of Public Hearing to Consider Amending Town Code Chapter 270 (Rental Properties) to Require Owners of Rental Properties to Maintain Carter Service for the Removal of Refuse

RESOLVED, that the Town Board of the Town of Southampton hereby directs that a public hearing shall be held on September 22, 2015 at 1:00 p.m., at Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against a local law entitled: "A LOCAL LAW amending Town Code Chapter 270 (Rental Properties) to require rental property owners to arrange for regular refuse removal from a professional carter." which provides as follows:

LOCAL LAW NO. OF 2012

A LOCAL LAW amending Town Code Chapter 270 (Rental Properties) to require regular property owners to arrange for regular refuse removal from a professional carter.

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

#### **SECTION 1. Legislative Intent.**

Based both on observations of town employees and concerns expressed from numerous residents, it has become apparent that rental properties are disproportionately responsible for blight within the community. This blight most often takes the form of unattended to garbage and refuse which is left to lie and compound for extended periods thereby creating problems from both an aesthetic and health perspective. The law currently allows for the property owners to tend to such clean up, however, by requiring that rental property owners provide a carter service to attend to such refuse would ensure that it is removed in a responsible, regular and reliable manner.

This amendment targets refuse removals for rental properties and requires applicants for a home rental permit to demonstrate that a professional carter is contracted to remove refuse from the property on a minimum weekly basis for the extent of the rental period.

## **SECTION 2. Amendment.**

Section 270-5 (Applications for rental permit) of Town Code Chapter 270 (Rental Properties) is hereby amended by deleting the stricken words and adding the bold words as follows:

### **§270-5. Application for rental permit.**

A. Where a dwelling unit is to be used as a rental property, an application for a rental permit shall be filed with the enforcement authority before the term of the rental is to commence.

B. The application shall contain the following:

- (6) A copy of a contract with a carter providing for weekly pickup, at a minimum, of refuse for the entire rental period. The applicant shall maintain such carter service throughout the entire rental period and shall provide an affidavit acknowledging the same prior to obtaining a rental permit. This requirement shall apply to all permits and/or renewals issued on or after January 1, 2016, all others may, in lieu of the above, submit. And proof by letter from the carter indicating that full payment for the entire term of the rental has been made. Or in the alternative, an affidavit from the owner acknowledging responsibility for refuse removal in a timely and efficient manner.

## **SECTION 3. Authority.**

The proposed local law is enacted pursuant to Municipal Home Rule Law §§10(1)(ii)(a)(1) and 10(1)(ii)(d)(3).

## **SECTION 4. Severability.**

If any section or subdivision, paragraph, clause, phrase or provision of this law shall be adjudged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.

## **SECTION 5. Effective Date.**

This local law shall take effect upon filing with the Secretary of State pursuant to the Municipal Home Rule Law.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to publish the following Notice of Public Hearing:

### **NOTICE OF PUBLIC HEARING**

TAKE NOTICE, that the Town Board of the Town of Southampton hereby directs that a public hearing shall be held on **September 22, 2015 at 1:00 p.m.**, at Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against a local law entitled: "A LOCAL LAW amending Town Code Chapter 270 (Rental

Properties) to require rental property owners to arrange for regular refuse removal from a professional carter."

Copies of the proposed law, sponsored by Councilman Bradley Bender, are on file in the Town Clerk's office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

#### Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-905						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

### Town Board Resolution 2015-906

**Category:** Public Hearings  
**Sponsors:** Councilwoman Bridget Fleming  
**Department:** Town Attorney

#### Notice of Public Hearing to Consider Amendments to Southampton Town Code Section 330-320 (Landmarks and Historic Districts Board) in connection with Duties and Responsibilities of the Landmarks and Historic Districts Board

BE IT HEREBY RESOLVED, that the Town Board hereby directs that a public hearing shall be held on October 13, 2015 at 1:00 p.m., at the Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against a proposed local law entitled: "A LOCAL LAW amending Town Code §330-320 (Landmarks and Historic Districts Board) in connection with the duties and responsibilities of the Landmarks and Historic Districts Board."

LOCAL LAW NO. OF 2015

A LOCAL LAW amending Town Code §330-320 (Landmarks and Historic Districts Board) in connection with the duties and responsibilities of the Landmarks and Historic Districts Board.

BE IT ENACTED by the Town Board of the Town of Southampton as follows:

#### Section 1. Legislative Intent.

After careful consideration, the Town Board has determined that it is important to clarify the duties and responsibilities of the Landmarks and Historic Districts Board and its role within the Town. The proposed local law will permit, at the discretion of the Landmarks and Historic Districts Board, to submit advisory reports as they deem necessary to any town agency on the relevant historical significance of a site. This legislation also permits that Board to compile baseline documentation for historic preservation purposes, as well as develop potential strategies for historic preservation to be presented to the Town Board.

#### Section 2. Amendment.

Town Code §330-320 (Landmarks and Historic Districts Board) is hereby amended by adding the underlined words:

**§330-320. Landmarks and Historic Districts Board.**

- A. The Town Landmarks and Historic Districts Board (the "Board") is hereby established. The Board shall consist of nine Town residents to be appointed by the Town Board and, to the extent available in the community, shall be representative of the entire Southampton Town community and drawn from the following disciplines: architecture, architectural history, archaeology, local history, law, historic preservation and real estate. All members shall have demonstrated significant interest in and commitment to the field of historic preservation or related fields and shall have a known interest in historic, cultural, and architectural development within the Town of Southampton. The Southampton Town Historian shall serve as an ex-officio member of the Landmarks and Historic Districts Board.
- B. Landmarks and Historic Districts Board members shall serve for a term of three years, with the exception of the initial term of one of the members which shall be one year, two for two years and two for three years. Members may serve for more than one term.
- C. ~~The Chairman shall be annually selected by the Town Board. The Town Board may elect to designate a Vice Chairman and Secretary. The Chairperson and Vice Chairperson shall be designated by the Town Board. Such designation shall expire at the end of each year. In the absence of the Chairperson, the Vice Chairperson shall serve as acting Chairperson. The designation of Chairperson and Vice Chairperson may be withdrawn at the discretion of the Town Board.~~
- D. Administrative support for the Landmarks and Historic Districts Board shall be provided by the Department of Land Management, which shall also perform records management, prepare minutes and agendas, and receive and distribute correspondence on behalf of the Board.
- E. The Landmarks and Historic Districts Board shall adopt rules of procedure as it may deem necessary to the proper exercise of its responsibilities.
- F. The mission of the Landmarks and Historic Districts Board is to maintain the historic character of the Town by promoting the preservation and protection of its historic landscapes, settings, sites and structures.
- G. The Landmarks and Historic Districts Board shall be empowered to:
  - (1) Conduct surveys of significant historic, architectural and cultural landmarks and historic districts within the Town.
  - (2) Recommend the designation of significant historic, architectural and cultural landmarks and the establishment of historic districts to the Town Board.
  - (3) Conduct research on the ownership and local history of historic resources to evaluate the historic integrity of properties being considered for landmark designation or under review for demolition and/or alteration, including but not limited to site visitations and communication with property owners.
  - (4) Conduct site visits for building condition analysis and/or photographic

documentation purposes required for landmark and historic district designations, baseline documentation reports, Maintenance Award applications and demolition / alteration referrals from the Building Division.

- (5) Compile baseline documentation reports for historic preservation easement acquisitions in coordination with the Community Preservation Department.
- (6) Increase public awareness of the value of historic, architectural and cultural preservation by developing, implementing and participating in public education programs.
- (7) Make recommendations to the Town Board concerning the donation or acquisition of ~~facade~~ historic preservation easements, development rights or other interests in real property as necessary.
- (8) Make recommendations to the Town Board concerning the utilization of state or private funds to promote the preservation of landmarks and historic districts within the Town of Southampton.
- (9) Recommend acquisition of a landmark structure by the Town Board where its preservation is essential to the purposes of this act and where private preservation is not feasible.
- (10) Make recommendations to the Town Board regarding staff and professional consultants necessary to carry out the duties of the Landmarks and Historic Districts Board.
- (11) Engage in opportunities for professional development.
- (12) Approve or disapprove applications for certificates of appropriateness.
- (13) Submit advisory reports on historic or potentially historic resources to the Town Board, Zoning Board of Appeals, Planning Board, Architectural Review Board, Conservation Board, or any other town department, providing historical background and/or information relevant to any application involving or within 200 feet of a potential or recognized historic structure, site, landscape, or setting within the township, pursuant to Section 330-321 (B)(1)(a-f) and as defined in Section 330-5. Nothing herein shall be construed to require a referral from any of the aforementioned boards, departments or entities to the Landmarks and Historic Districts board other than as otherwise required by this Chapter.
- (14) Submit reports to county, state and/or national agencies regarding the historic merit of town sites, settings, landscapes, or structures upon request of the Town Board.
- (15) Develop potential incentives and programs to encourage the designation, preservation and protection of the town's historic resources for consideration by the Town Board.
- (16) Recommend site selection as Hamlet Heritage Resource Areas.
- (17) Manage the Landmarks Maintenance Program under the auspices of the Town Board and the Department of Land Management, recommend project

recipients, and recommend issuance of award checks, for consideration by the Town Board.

**SECTION 4. Authority.**

The proposed local law is enacted pursuant to Municipal Home Rule Law §10(1)(ii)(a)(12) and §10(1)(ii)(a)(14).

**SECTION 5. Severability.**

If any section or subsection, paragraph, clause, phrase or provision of this law shall be judged invalid or held unconstitutional by any court of competent jurisdiction, any judgment made thereby shall not affect the validity of this law as a whole or any part thereof other than the part or provision so adjudged to be invalid or unconstitutional.

**SECTION 6. Effective Date.**

This Local Law shall take effect upon filing in the Secretary of State pursuant to Municipal Home Rule Law.

AND BE IT FURTHER RESOLVED, that the Town Clerk is hereby directed to forward a copy of the proposed law to the Southampton Town Planning Board as well as the Suffolk County Planning Commission for their review and recommendations; and be it

FURTHER RESOLVED, that the Town Clerk is hereby authorized to publish the following Notice of Public Hearing:

**NOTICE OF PUBLIC HEARING**

TAKE NOTICE, that the Town Board of the Town of Southampton hereby directs that a public hearing shall be held on **October 13, 2015 at 1:00 p.m.**, at Southampton Town Hall, 116 Hampton Road, Southampton, New York, to hear any and all persons either for or against a local law entitled: "A Local Law amending Town Code §330-320 (Landmarks and Historic Districts Board) in connection with the duties and responsibilities of the Landmarks and Historic Districts Board."

**Summary of Proposed Law**

These amendments to Section 330-320 (Landmarks and Historic Districts Board) of the Town Code clarify the duties and responsibilities of the Landmarks and Historic Districts Board.

Copies of the proposed local law, sponsored by Councilwoman Bridget Fleming, are on file in the Town Clerk's Office, Monday through Friday, from 8:30 a.m. to 4:00 p.m.

BY ORDER OF THE TOWN BOARD  
TOWN OF SOUTHAMPTON, NEW YORK  
SUNDY A. SCHERMEYER, TOWN CLERK

**Financial Impact:**

none

Ü Vote Record - Town Board Resolution RES-2015-906						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

## Town Board Resolution 2015-907

**Category:** Public Hearings  
**Sponsors:** Councilwoman Bridget Fleming  
**Department:** Town Attorney

### Notice of Public Hearing to Consider the Historic Landmark Designation of the North Sea Schoolhouse located at 130 Noyac Road, North Sea

WHEREAS, pursuant to Section 330-321 of the Southampton Town Code, the Town Board has the authority to designate certain properties as landmarks; and

WHEREAS, the Landmarks and Historic Districts Board received consent from the owner to prepare an application nominating landmark status for the North Sea Schoolhouse structure located at 130 Noyac Road, North Sea, NY (further identified on the Suffolk County Tax Map as #900-077-2-71.000); and

WHEREAS, the Landmarks and Historic Districts Board has prepared the application for landmark status including pertinent materials with regard to the subject property and has found that the structure located at 130 Noyac Road, North Sea (i) possesses special character or historic aesthetic interest of value as part of the cultural, political, economic and social history of the hamlet of North Sea and (ii) Because of a unique location or singular physical characteristic, represents an established and familiar visual feature of the neighborhood; and

WHEREAS, by a duly adopted resolution dated August 17, 2015, the Landmarks and Historic Districts Board recommended the Town Board approve the designation of the structure located at 130 Noyac Road, North Sea as a Southampton Town landmark; and

WHEREAS, pursuant to Section 330-321(E)(1) of the Southampton Town Code, the Town Board is required to hold a public hearing prior to taking action on an application for designation as a historical landmark; now therefore be it

RESOLVED, that the Town Board directs that a public hearing shall be held on October 13, 2015 at 1:00 p.m., Southampton Town Hall, 116 Hampton Road, Southampton, New York to hear any and all persons either for or against an application to designate the North Sea Schoolhouse structure located at 130 Noyac Road, North Sea as a historic landmark; and be it further

RESOLVED, that the Town Board directs the Town Clerk to forward such application to the Planning Board for their review and recommendations; and be it further

RESOLVED, that the Town Board directs the Town Clerk to provide a copy of this resolution to the Chief Building Inspector; and be it further

RESOLVED, that the Town Clerk is hereby authorized to publish the following Notice of Public Hearing, and mail a copy of the Notice to the owner of the property.

### NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Southampton, on **October 13, 2015 at 1:00 p.m.** at Southampton Town Hall, 116 Hampton Road, Southampton, New York to hear any and all persons either for or against an application to designate the North Sea Schoolhouse structure located at 130 Noyac Road, North Sea as a Town Landmark (SCTM No. 900-077-2-71.000). Copies of such application are on file in the Office of the Town Clerk and are available for public purview.

BY ORDER OF THE TOWN BOARD  
TOWN OF SOUTHAMPTON, NEW YORK  
SUNDY A. SCHERMEYER, TOWN CLERK

#### Financial Impact:

None

Ü Vote Record - Town Board Resolution RES-2015-907						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

### Town Board Resolution 2015-908

**Category:** Public Hearings  
**Sponsors:** Supervisor Anna Throne-Holst  
**Department:** Community Preservation

#### Schedule Public Hearing to Consider Amending the Town of Southampton Community Preservation Project Plan to Include the East End Ventures LLC Properties, Sag Harbor

WHEREAS, the Town Board of the Town of Southampton has adopted the Town of Southampton Community Preservation Project Plan which identifies target areas and properties for acquisition for park, recreation, open space and/or conservation purposes; and

WHEREAS, four parcels totaling approximately 1.7 acres, owned by East End Ventures LLC, and identified by SCTM #903-2-2-4.2, 4.3, 6 and 51 have been identified as a potential parkland and/or and recreational opportunity; and

WHEREAS, these properties are an appropriate addition to the Village/Hamlet Green/Parks and Recreation Target Preservation Area.

NOW, THEREFORE, BE IT RESOLVED, that the Town Board of the Town of Southampton may amend the Community Preservation Project Plan to include the East End Ventures LLC properties, which are located on Ferry Road in the Village of Sag Harbor and located in the

Village/Hamlet Green/Parks and Recreation Target Preservation Area of the Community Preservation Project Plan; and

BE IT HEREBY RESOLVED, that the Town Board hereby directs that a public hearing shall be held on Tuesday, October 27, 2015 at 6:00 p.m., at the Southampton Town Hall, 116 Hampton Road, Southampton New York, to hear any and all persons either for or against amending the "Community Preservation Project Plan" to include the East End Ventures LLC properties.

### NOTICE OF PUBLIC HEARING

PLEASE TAKE NOTICE that a public hearing will be held by the Town Board of the Town of Southampton on **Tuesday, October 27, 2015 at 6:00 p.m.** at Town Hall, 116 Hampton Road, Southampton, New York to consider whether to amend the Community Preservation Project Plan to include SCTM #903-2-2-4.2, 4.3, 6 and 51, totaling approximately 1.7 acres of land located on Ferry Road in the Village of Sag Harbor, New York, for park, recreation, open space and/or conservation purposes as identified in the Town of Southampton Community Preservation Project Plan. The target area that these properties are located in is the Village/Hamlet Green/Parks and Recreation Target Preservation Area of the "Town of Southampton Community Preservation Project Plan."

BY ORDER OF THE TOWN BOARD  
TOWN OF SOUTHAMPTON, NEW YORK  
SUNDY A. SCHERMEYER, TOWN CLERK

### Financial Impact:

None

ü Vote Record - Town Board Resolution RES-2015-908						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

### Town Board Resolution 2015-909

**Category:** Real Estate & Easements  
**Sponsors:** Supervisor Anna Throne-Holst  
**Department:** Community Preservation

### Accept Donation of Gazza Properties, North Sea, and Amend the Town of Southampton CPF Management and Stewardship Plan to Include the Properties

WHEREAS, the Town Board of the Town of Southampton has resolved to acquire certain property for preservation in the Town of Southampton Community Preservation Project Plan which identifies target areas and eligible properties for acquisition via the Community Preservation Fund (CPF); and

WHEREAS, approximately 2.05 acres of land purportedly owned by Joseph Gazza and identified by SCTM #900-63-4-31.1 and 32.1 affords the opportunity to increase open space protection within the Town of Southampton; and

WHEREAS, Lot 31.1 is designated in the Great Hill Target area of the Community Preservation Project Plan, as an appropriate site for preservation and open space. The Great Hill area is one of the largest contiguous blocks of Pine Barrens forest remaining east of the Shinnecock Canal. Marked by open woodlands and moraine hills, it offers both scenic and recreational values and is a critical linkage for the Paumanok Path. Protection of this area would preserve the quality of the underlying aquifer; and

WHEREAS, Lot 32.1 is designated in the Aquifer Recharge Target Preservation Area, which facilitates the adequate provision of water to the residents of the Town and promotes the health, safety and welfare of the Town. The sole purpose of drinking water for the Town of Southampton is its underground aquifers. The aquifers must be kept pure if a continued source potable drinking water is to be available for future generations. It is the policy of the Town Board to protect the Town's supply of drinking water in its pristine state and prevent the degradation of this valuable and essential resource; and

WHEREAS, Joseph Gazza has expressed an interest in donating the properties to the Town of Southampton; and

WHEREAS, on November 12, 2014, the Town Board adopted the Town of Southampton Management and Stewardship Plan 2015 for the Community Preservation Fund pursuant to Town Law 64-e (6) which requires a property to be included in this Plan in order to expense any management and stewardship costs to the Community Preservation Fund; and

WHEREAS, said Management and Stewardship Plan shall be in effect for three (3) years with updates permitted from time to time at the discretion of the Town Board after a public hearing; and

WHEREAS, this interest in real property should be included in the Plan as it may require management and stewardship activities; and

WHEREAS, a public hearing was held before the Town of Southampton on September 8, 2015 pursuant to §247 of the General Municipal Law; and

NOW, THEREFORE, BE IT RESOLVED, the Town of Southampton hereby amends the CPF Management and Stewardship Plan and accepts the donation of the Joseph Gazza properties located in North Sea, shown as #900-63-4-31.1 and 32.1 for open space preservation and conservation purposes, for no consideration, except incidental title and recording expenses; the source of the funding to be the Community Preservation Fund Land Purchase Account, G/L #31-99-1940-99-6208-0001; and

BE IT FURTHER RESOLVED, said donation is contingent upon the landowner's providing clear and marketable title; and

BE IT FURTHER RESOLVED that the Community Preservation Program Manager is authorized to execute any documents necessary to close title for said properties.

#### **Financial Impact:**

The source of funding shall be Community Preservation - Land Purchase G/L #31-99-1940-31-6208-0001 for Incidental title and closing costs only

09/08/15      31-99-1940-31-6208-0001 · Community Preservation Fund      (\$5,000.00)  
 Estimated

Ü Vote Record - Town Board Resolution RES-2015-909						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

## Town Board Resolution 2015-910

**Category:** Real Estate & Easements  
**Sponsors:** Supervisor Anna Throne-Holst  
**Department:** Community Preservation

### Accept Donation of Gazza Properties, Westhampton, and Amend the CPF Management and Stewardship Plan to Include Said Properties

WHEREAS, the Town Board of the Town of Southampton has resolved to acquire certain property for preservation in the Town of Southampton Community Preservation Project Plan which identifies target areas and eligible properties for acquisition via the Community Preservation Fund (CPF); and

WHEREAS, approximately 1.5 acres of land purportedly owned by Joseph Gazza and identified by SCTM #900-286-2-23.1 and 29, #900-308-2-9 and #900-332-3-11 affords the opportunity to increase open space protection within the Town of Southampton; and

WHEREAS, said properties are designated in the Central Pine Barrens Plan Core Preservation Area. To safeguard ecological and hydrological resources, the Act delineated a core reserve or Core Preservation Area (the "Core") where strict protection measures would be employed. It is the Plan's intent to acquire 75% of the privately held, undeveloped and currently unprotected lands within the Core. Southampton has included the Central Pine Barrens Core and Critical Resource areas as Community Preservation Projects, as their protection is urged by both the 1998 NYS Open Space Plan and the Central Pine Barrens Comprehensive Land Use Plan; and

WHEREAS, Joseph Gazza has expressed an interest in donating the properties to the Town of Southampton; and

WHEREAS, on November 12, 2014, the Town Board adopted the Town of Southampton Management and Stewardship Plan 2015 for the Community Preservation Fund pursuant to Town Law 64-e (6) which requires a property to be included in this Plan in order to expense any management and stewardship costs to the Community Preservation Fund; and

WHEREAS, said Management and Stewardship Plan shall be in effect for three (3) years with updates permitted from time to time at the discretion of the Town Board after a public hearing; and

WHEREAS, this interest in real property should be included in the Plan as it may require management and stewardship activities; and

WHEREAS, a public hearing was held before the Town of Southampton on September 8, 2015, pursuant to §247 of the General Municipal Law; and

NOW, THEREFORE, BE IT RESOLVED, the Town of Southampton hereby amends the CPF Management and Stewardship Plan and accepts the donation of the Joseph Gazza properties located in Westhampton, shown as SCTM #900-286-2-23.1 and 29, #900-308-2-9 and #900-332-3-11 for open space preservation and conservation purposes, for no consideration, except incidental title and recording expenses; the source of the funding to be the Community Preservation Fund Land Purchase Account, G/L #31-99-1940-31-6208-0001; and

BE IT FURTHER RESOLVED, said donation is contingent upon the landowner's providing clear and marketable title; and

BE IT FURTHER RESOLVED, that the Community Preservation Program Manager is authorized to execute any documents necessary to close title for said properties.

#### Financial Impact:

The source of funding shall be Community Preservation - Land Purchase G/L #31-99-1940-31-6208-0001 for Incidental title and closing costs only.

09/08/15      31-99-1940-31-6208-0001 · Community Preservation Fund      (\$5,000.00)  
Estimated

Ü Vote Record - Town Board Resolution RES-2015-910						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

### Town Board Resolution 2015-911

**Category:** Real Estate & Easements  
**Sponsors:** Supervisor Anna Throne-Holst  
**Department:** Community Preservation

#### Accept Donation of Lands of East Quogue Development LLC, East Quogue, and Amend the CPF Management and Stewardship Plan to Include Said Property

WHEREAS, the Town Board of the Town of Southampton has resolved to acquire certain property for preservation in the Town of Southampton Community Preservation Project Plan which identifies target areas and eligible properties for acquisition via the Community Preservation Fund (CPF); and

WHEREAS, approximately 0.47 acres of land purportedly owned by East Quogue Development LLC and identified by SCTM #900-385-2-74 affords the opportunity to increase open space protection within the Town of Southampton; and

WHEREAS, said property is designated in the Shinnecock Bay Target Preservation Area. This undeveloped stretch of barrier and marshland edging the Shinnecock Bay is a key component of the South Shore Reserve Estuary system, one of the largest and most valuable estuaries along the Atlantic seaboard. A land of shimmering waters, expansive salt hay meadows and pristine maritime dunes, the area is of paramount importance to birds, especially wintering waterfowl and migratory raptors, songbirds and shorebirds traveling

along the Atlantic Flyway. The bayside mudflats, eelgrass beds and spartina marshes are, in particular, recognized as critical, as these habitats serve as major nesting and refueling areas for countless birds. They are also a haven for fin and shellfish and thus are of vital economic importance to the community. Sea turtles have been known to reside in these shallow coastal bays, including several federally endangered and threatened species. This stretch of wetlands is also crucial to preserving surface water quality, as these marshlands serve as natural filters for water running through the Shinnecock Bay; and

WHEREAS, East Quogue Development LLC has expressed an interest in donating the property to the Town of Southampton; and

WHEREAS, on November 12, 2014, the Town Board adopted the Town of Southampton Management and Stewardship Plan 2015 for the Community Preservation Fund pursuant to Town Law 64-e (6) which requires a property to be included in this Plan in order to expense any management and stewardship costs to the Community Preservation Fund; and

WHEREAS, said Management and Stewardship Plan shall be in effect for three (3) years with updates permitted from time to time at the discretion of the Town Board after a public hearing; and

WHEREAS, this interest in real property should be included in the Plan as it may require management and stewardship activities; and

WHEREAS, a public hearing was held before the Town of Southampton on September 8, 2015, pursuant to §247 of the General Municipal Law; and

NOW, THEREFORE, BE IT RESOLVED, the Town of Southampton hereby amends the CPF Management and Stewardship Plan and accepts the donation of the East Quogue Development LLC property located in East Quogue identified as SCTM #900-385-2-74 for open space preservation and conservation purposes, for no consideration, except incidental title and recording expenses; the source of the funding to be the Community Preservation Fund Land Purchase Account, G/L #31-99-1940-99-6208-0001; and

BE IT FURTHER RESOLVED, said donation is contingent upon the landowner's providing clear and marketable title; and

BE IT FURTHER RESOLVED, that the one (1) development right acquired with this real property, subject to Planning Department conditions, shall be banked for potential transfer of development rights (TDR) use; and

BE IT FURTHER RESOLVED, that the Community Preservation Program Manager is authorized to execute any documents necessary to close title for said property.

**Financial Impact:**

The source of funding shall be Community Preservation Fund - Land Purchase G/L #31-99-1940-31-6208-0001 in the estimated amount of \$5,000 for closing costs.

09/08/15      31-99-1940-31-6208-0001 · Community Preservation Fund      (\$5,000.00)  
Estimated

Ü Vote Record - Town Board Resolution RES-2015-911						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

## Town Board Resolution 2015-912

**Category:** Real Estate & Easements  
**Sponsors:** Supervisor Anna Throne-Holst  
**Department:** Community Preservation

### Amend the Town of Southampton CPF Project Plan and CPF Management and Stewardship Plan to Include the Baratta Properties, Flanders, and Authorize Acquisition

WHEREAS, the Town Board of the Town of Southampton has resolved to acquire certain property for preservation in the Town of Southampton Community Preservation Project Plan which identifies target areas and eligible properties for acquisition via the Community Preservation Fund (CPF); and

WHEREAS, Anthony Baratta is the purported owner of vacant parcels of land totaling approximately 0.68 acres located on Fanning Road in the hamlet of Flanders, New York, shown as SCTM# 900-147-2-37 and 38, which afford the opportunity to increase open space protection within the Town of Southampton; and

WHEREAS, Lot 37 is designated in the Wetland Preservation Target Area, which is an indispensable and fragile natural resource that is immensely important to both the environmental and economic health of the Town. The rich assemblage and complex variety of wetlands, ranging from small wet depressions, interdunal swales and vernal ponds, to expansive marshes, swamps, bays, creeks and ponds, sustain a multitude of natural functions and values, making them essential to maintaining the ecology and biodiversity of the Town. They also perform important flood protection and pollution control functions, as well as provide a great expanse of scenic natural open space; and

WHEREAS, it is appropriate to add Lot 38 to the Town of Southampton Community Preservation Project Plan in the Wetland Target Area, as an eligible site for open space preservation; and

WHEREAS, Anthony Baratta has expressed an interest in selling the properties to the Town of Southampton at a total cost not to exceed \$164,000.00; and

WHEREAS, a public hearing was held before the Town of Southampton on September 8, 2015 as part of the Community Preservation Project Plan to determine if the subject interests in real property should be acquired pursuant to §247 of the General Municipal Law and it is felt that this acquisition is the best alternative for the protection of community character of all the reasonable alternatives available to the town, and it was determined that said interests in real property should be purchased; and

WHEREAS, on November 12, 2014, the Town Board adopted the Town of Southampton

Management and Stewardship Plan 2015 for the Community Preservation Fund pursuant to Town Law 64-e (6) which requires a property to be included in this Plan in order to expense any management and stewardship costs to the Community Preservation Fund; and

WHEREAS, said Management and Stewardship Plan shall be in effect for three (3) years with updates permitted from time to time at the discretion of the Town Board after a public hearing; and

WHEREAS, this interest in real property should be included in the Plan as it may require management and stewardship activities; and

NOW, THEREFORE, BE IT RESOLVED, that the Town of Southampton is hereby authorized to amend the Town of Southampton CPF Project Plan, as well as the CPF Management and Stewardship Plan, to include said properties, and is also hereby authorized to purchase the lands of Anthony Baratta totaling approximately 0.68 acres of vacant land located on Fanning Road in Flanders, New York, shown as SCTM# 900-147-2-37 and 38 at a total cost not to exceed \$164,000.00, plus closing expenses including an accurate survey, title insurance and other related adjustments; the source of the funding to be the Community Preservation Fund Land Purchase Account G/L #31-99-1940-31-6208-0001.

BE IT FURTHER RESOLVED, that the one (1) development right acquired with this real property, subject to Planning Department conditions, shall be banked for potential transfer of development rights (TDR) use; and

BE IT FURTHER RESOLVED, that the Supervisor be authorized to enter into a Contract of Sale and execute any documents necessary to close title for said properties.

#### Financial Impact:

The source of funding shall be Community Preservation Fund - Land Purchase G/L #31-99-1940-31-6208-0001 in the estimated amount of \$164,000.00

10/13/15      31-99-1940-31-6208-0001 · Community Preservation Fund  
(\$164,000.00)

Estimated

Ů Vote Record - Town Board Resolution RES-2015-912						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

#### Town Board Resolution 2015-913

**Category:** Real Estate & Easements  
**Sponsors:** Supervisor Anna Throne-Holst  
**Department:** Community Preservation

#### Authorize Acquisition of Lands of Hampton Bays Fire District, Hampton Bays, and Amend the CPF Management and Stewardship Plan to Include Said Property

WHEREAS, The Town Board of the Town of Southampton has resolved to acquire certain property for preservation in the Town of Southampton Community Preservation Project Plan

which identifies target areas and eligible properties via the Community Preservation Fund (CPF); and

WHEREAS, Hampton Bays Fire District is the purported owner of a parcel of land totaling approximately 1.8 acres located on West Montauk Highway in the hamlet of Hampton Bays, New York, shown as SCTM# 900-223-2-4.1; and

WHEREAS, said property is designated in the Village and Hamlet Greens, Parks, Recreation and Open Space Target Preservation Area of the Community Preservation Project Plan as an appropriate site for park and recreation purposes; and

WHEREAS, Hampton Bays Fire District has expressed an interest in selling part of the property, approximately .5 acres, to the Town of Southampton at a total cost not to exceed \$400,000.00; and

WHEREAS, this part of the parcel is intended as a non-vehicular park and trail incorporated into the proposed Good Ground Park; and

WHEREAS, a small portion of the property, approximately 900 square feet, shall be acquired with non-CPF funding for potential various access purposes benefiting Good Ground Park and the general area; and

WHEREAS, on November 12, 2014, the Town Board adopted the Town of Southampton Management and Stewardship Plan 2015 for the Community Preservation Fund pursuant to Town Law 64-e (6) which requires a property to be included in this Plan in order to expense any management and stewardship costs to the Community Preservation Fund; and

WHEREAS, said Management and Stewardship Plan shall be in effect for three (3) years with updates permitted from time to time at the discretion of the Town Board after a public hearing; and

WHEREAS, this interest in real property should be included in the Plan as it may require management and stewardship activities; and

WHEREAS, a public hearing was held before the Town of Southampton on September 8, 2015 as part of the Community Preservation Project Plan to determine if the subject interests in real property should be acquired pursuant to §247 of the General Municipal Law and it is felt that this acquisition is the best alternative for the protection of community character of all the reasonable alternatives available to the town, and it was determined that said interests in real property should be purchased.

NOW, THEREFORE, BE IT RESOLVED, that the Town of Southampton is hereby authorized to purchase part of the property from Hampton Bays Fire District, totaling approximately .5 acres, located on West Montauk Highway, Hampton Bays, New York, shown as p/o SCTM# 900-223-2-4.1 at a total cost not to exceed \$400,000.00, plus closing expenses including an accurate survey, title insurance and other related adjustments; the source of the funding to be the Community Preservation Fund Account, GL 31-99-1940-31-6208-0001 and/or the Hampton Bays MUPDD Land Acquisition Account, GL R3-99-R305-00-6420-0000 and/or the Park Reserve Fund #4 Hampton Bays Account, GL R3-99-R009-70-6420-7503, and also hereby amends the Management and Stewardship Plan to include said property; and

BE IT FURTHER RESOLVED, that the Supervisor be authorized to enter into a Contract of Sale and execute any documents necessary to close title for said interests or rights in real

property.

**Financial Impact:**

The source of funding shall be as follows:

Community Preservation - Land Acquisition G/L #31-99-1940-31-6208-0001 - \$382,000.00

Hampton Bays MUDD Land Acquisition Account G/L #R3-99-R305-00-6420-0000 - \$3,808.91

Park Reserve Fund #4 Hampton Bays Account G/L #R3-99-R009-70-6420-7503 - \$14,191.09

Ü Vote Record - Town Board Resolution RES-2015-913						
		Yes/Aye	No/Nay	Abstain	Absent	
.. Adopted	Anna Throne-Holst	..	..	..	..	
.. Adopted as Amended	Bradley Bender	..	..	..	..	
.. Defeated	Christine Preston Scalera	..	..	..	..	
.. Tabled	Bridget Fleming	..	..	..	..	
.. Withdrawn	Stan Glinka	..	..	..	..	
.. Failed To Move						

## Town Board Resolution 2015-914

**Category:** Real Estate & Easements  
**Sponsors:** Councilwoman Christine Preston Scalera  
**Department:** Town Attorney

**Resolution Accepting a Deed of Dedication for a Drainage Basin, an Agricultural Easement and a Drainage Easement in Connection with the Subdivision Map of River Circle Farms, Water Mill**

BE IT RESOLVED that after a public hearing held on September 8, 2015 at 6:00 p.m. at Southampton Town Hall, 116 Hampton Road, Southampton, New York, the Town Board hereby accepts an open space deed of dedication for a drainage basin totaling approximately 61,935 square feet, an agricultural easement totaling approximately 84,000 square feet, and a drainage easement, all located in Water Mill, in connection with the Subdivision Map of River Circle Farm SCTM No. 900- 100-3-2 approved by the Town of Southampton Planning Board by resolution adopted October 9, 2014, pursuant to Section 247 of the General Municipal Law of the State of New York.

BY ORDER OF THE TOWN BOARD  
TOWN OF SOUTHAMPTON, NEW YORK  
SUNDY A. SCHERMEYER, TOWN CLERK

**Financial Impact:**

None

Ü Vote Record - Town Board Resolution RES-2015-914						
			Yes/Aye	No/Nay	Abstain	Absent
.. Adopted	Anna Throne-Holst		..	..	..	..
.. Adopted as Amended	Bradley Bender		..	..	..	..
.. Defeated	Christine Preston Scalera		..	..	..	..
.. Tabled	Bridget Fleming		..	..	..	..
.. Withdrawn	Stan Glinka		..	..	..	..
.. Failed To Move						

## VII. Closing